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TO: U.S. Patent and Trademark Office
Examiner: Charles R. Kyle
Fax #703-872-9306
Group: 3624

FROM: John F. Salazar, Reg. No. 39,353

DATE: December 14, 2004

PAGES: 14 in total (including cover sheet)

RE: U.S. Patent Application No. 09/695,551
Attorney Docket No.: 1009-04-01 (worldwide)

Remarks: This facsimile is a response to an office action having a mailing date of July 14, 2004.

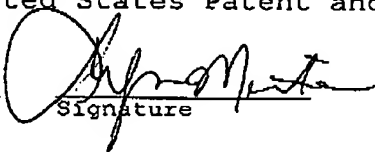
Enclosed is:

- (1) Transmittal Form;
- (2) Amendment A;
- (3) Extension of Time Form;
- (4) Fee Transmittal Form;
- (5) Credit Card Payment Form.

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.

Lynn Minton, Paralegal
Person Signing


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PTO/SB/21 (09-04)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/695,551
	Filing Date	10/24/2000
	First Named Inventor	PETERSON
	Art Unit	3624
	Examiner Name	KYLE
Total Number of Pages in This Submission	Attorney Docket Number	1009-04-01

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): FACSIMILE TRANSMITTAL FORM
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	MIDDLETON REUTLINGER	
Signature		
Printed name	JOHN F. SALAZAR	
Date	12/14/2004	Reg. No. 39,353

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:		
Signature		
Typed or printed name	LYNN MINTON	Date 12/14/2004

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PTO/SB/17 (12-04)

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Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2005		Complete if Known	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/695,551
TOTAL AMOUNT OF PAYMENT (\$)		Filing Date	10/24/2000
		First Named Inventor	PETERSON
		Examiner Name	KYLE
		Art Unit	3624
		Attorney Docket No.	1009-04-01

METHOD OF PAYMENT (check all that apply)

☐ Check
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☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

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FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES

Fee Description	Small Entity Fee (\$)	Fee (\$)
Each claim over 20 or, for Reissues, each claim over 20 and more than in the original patent	50	25
Each independent claim over 3 or, for Reissues, each independent claim more than in the original patent	200	100
Multiple dependent claims	360	180

Total Claims: _____ - 20 or HP = _____ x _____ = _____ Fee Paid (\$)
 HP = highest number of total claims paid for, if greater than 20
 Indep. Claims: _____ - 3 or HP = _____ x _____ = _____ Fee Paid (\$)
 HP = highest number of independent claims paid for, if greater than 3

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
_____	_____	_____ / 50 = _____ (round up to a whole number) x _____ = _____		

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other: EXTENSION OF TIME (2MONTHS) 225.00

SUBMITTED BY: _____		
Signature: _____	Registration No. (Attorney/Agent): 39,353	Telephone: 502-584-1135
Name (Print/Type): JOHN F. SALAZAR	Date: 12-14-2004	

This collection of information is required by 37 CFR 1.138. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Peterson
Serial Number: 09/695,551, filed 10/24/2000
Title: ADAPTIVE BIDDING INCREMENTS IN AN ONLINE AUCTION
SYSTEM
Group Art Unit: 3624
Examiner: Charles R. Kyle

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Amendment A under 37 CFR 111

Dear Sirs:

In response to the Office Action dated July 14, 2004, please amend the subject application accordingly:

Amendments to the claims begin on page 2 of this paper;

Remarks begin on page 9 of this paper.